THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.NO.28081 OF 2005

Dt.30.12.2005

Between:

Shaik Mustafa … Petitioner

And

The Superintendent of Police, Kadapa

And 2 others. … Respondents

ORDER:

The petitioner submits that there are certain family disputes among the petitioner and the 3rd respondent and the son of the petitioner was married with the daughter of the 3rd respondent. It is stated that with regard to jewelry and other articles presented at the time of the marriage certain disputes have arisen and the relationships have been strained. In that connection, at the instance of the 3rd respondent, the 2nd respondent is illegally interfering with the civil disputes between the petitioner and the 3rd respondent.

Heard the learned counsel for the petitioner as well as the learned Government for Home.

Having regard to the facts and circumstances of the case, I am of the opinion that the police shall not interfere with the civil dispute unless there is an allegation of

committing cognizable offence. In the absence of any complaint or report filed either by the 3rd respondent or there is any crime registered against the petitioner, the 2nd respondent could not interfere with the civil dispute between the parties. Accordingly, the 2nd respondent is directed not to interfere with the civil disputes between the petitioner and the unofficial respondents without their being any complaint alleging that the petitioner has committed cognizable offence.

The writ petition is accordingly disposed of. No costs.

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(V.ESWARAIAH, J.)

30.12.2005

Note: Issue copy tomorrow

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